

Government of Andhra Pradesh

Abstract

Industrial Water Supply – Permission for drawal of 2000 cum/day or 0.82 cusecs/day (0.026 TMC per annum) from Paleru River to M/s Jaypee Balaji Cement Project (unit of Jaiprakash Associates Ltd.,) Budawada (V), Jaggayyapet (M), Krishna District ,Machilipatnam for construction activities related to setting up of the plant and infrastructure etc.,– Permission accorded – Orders – Issued.

IRRIGATION & CAD (PW-Reforms) DEPARTMENT

G.O.Ms.No. 96

Dated:15 -09-2010.

Read the following:-

1. From the Chief Engineer, Minor Irrigation, Hyderabad, Letter No.DCE(MI)/OT3-T4/Jaypee Balaji Cements/10, dt. 11-3-2010.
2. From the Chief Engineer, Minor Irrigation, Hyderabad, Letter No.DCE(MI)/OT3-T4/Jaypee Balaji Cements/10, dt. 23-5-2010.
3. From the Chief Engineer, Minor Irrigation, Hyderabad, Letter No.DCE(MI)/OT3-T4/Jaypee Balaji Cements/10, dt. 15-07-2010.

ORDER:

The Chief Engineer, Minor Irrigation, Hyderabad, in his letters read above, has stated that the Superintending Engineer, Irrigation Circle, Vijayawada has submitted that the M/s Jaypee Balaji Cement Project (unit of Jaiprakash Associates Ltd.,) has applied for permission to lift 2000 Cum /day (0.82 Cusecs /day) of water from Paleru River near Budhawada (V), Jaggaiahpet (M) Krishna District to the District Collector, Krishna, Machilipatnam for construction activities related to setting up of the plant and Infrastructure. The District Collector ,Krishna ,Machilipatnam has accorded permission for lifting 2000 Cum /day of water for a period of 2 Years from Paleru River vide Priceedings No. Rc.No.D5/723/09, dt. 30-10-2009. Further the Executive Engineer,Special Division, Vijayawada has submitted the draft agreement duly proposing royalty charges for Rs 2,41,724/- (Rupees Two Lakhs Forty One Thousand and Seven Hundred and Twenty Four Only) at the rate of Rs 1.50 /- for 1000 gallons as per G.O.Ms.No 39 , I&CAD (PW) ,QC&IWS /CAD dept dt :02-04-02 and the Executive Engineer has proposed that the firm shall pay Rs 20,000/- in advance for each financial year before commencement of work of construction of structures at the point of water drawl. The Chief Engineer, Minior Irrigation, has also stated that the minimum discharge of river Paleru during the mid summer is about 40 Cusecs .The quantum of water required by the firm is 0.82 Cusecs/day (0.026 TMC per annum) which is very meagre. Moreover the drawl of water is only for a period of 2 years and during the period of construction only. The Chief Engineer, Minor Irrigation has recommended to Government for sanction of 2000 cum/day of water from Paleru River as sufficient water is available at lift point and based on the recommendations of Superintending Engineer, Irrigation Circle Vijayawada to M/s Jaypee Balaji Cement Project (unit of Jaiprakash Associates Ltd.,) for construction purpose for a period of 2 years.

2. Government after careful examination of the proposal and based on the concurrence given by District Collector , Krishna, Machilipatnam and report of the Chief Engineer, Minor Irrigation, Hyderabad, hereby accord permission for drawal of 2000 Cum/day or 0.82 Cusecs/day (0.026 TMC per annum) of water from Paleru River to M/s Jaypee Balaji Cement Project ,(unit of Jaiprakash Associates Ltd.,) Near Budhawada (V), Jaggaiahpet (M), Krishna District for construction activities related to setting up of the plant and infrastructure purpose for a period of **2 (TWO) years**, subject to fulfilling the conditions of District Collector, Krishna, vide proceedings Rc.No.D5/723/2009, dt. 30-10-2009 and subject to payment water charges as per G.O.Ms.No.39, I& CAD Dept., dt.2-4-2002 and general conditions as detailed below.

1. The water can be spared based on the availability of water in River Paleru.
2. The entire cost of construction of pump house, pipeline excavation etc, should be borne by the industry only.
3. Water meters or suitable measuring devices should be installed by the Industry at their own cost to measure the water Consumed and should be made available to the Department Authorities and the representatives of the user shall be present at all times for inspection.

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4. The Industry should pay water rate at the existing rates and subject to revision by the Government from time to time. In case of failure to pay water Rate/Royalty the permission to draw water shall stand cancelled.
5. No field Bodhi or pipe line shall be taken through or along with Government land with out approval of Government and if permission accorded by the Government the lease of Government land should be paid as fixed by Government only.
6. The Industry shall obtain the prior concurrence of concerned Departments for laying pipe line and for crossings etc.
7. The Industry should make their own arrangements for supplementation of water in their premises only.
8. The Industry should make their own arrangements to dispose the treated Effluents as per norms of A.P Pollution Control Board in their premises only and should obtain prior permission if any needed from Government to dispose Treated effluents in natural sources.
9. The Irrigation Dept reserves the right for cancellation of the permission with out assigning any reasons thereof.
10. The Irrigation Dept is no way responsible for non supply of water due to any reasons.
11. The Industry must acquire the private land for installation of pumping arrangements. If the Industry proposes to utilize Government land for installation of pump House, necessary permission is to be obtained from the Government for leasing the land and the lease amount as fixed is to be paid by the Industry.
12. The Industry must strengthen the river margin 100 meters on either side of the proposed off take point to avoid slips, erosion of banks and to protect existing margins as directed by the Department.
13. The Industry should lay the pipe line duly leaving not less than 1 meter from the toe of the flood bank.
14. The Industry has to lay CC (1:4:8) before laying the pipe line and CC (1:2:4) over the pipe line refill the pipe line with proper soils and consolidate the banks as directed by the Dept.
15. The Industry as to construct CC walls to avoid leakages at pipe line crossings.
16. The water drawn from the Paleru river should be utilized for the purpose for which permission is granted. Any misuse in this regard will entail cancellation for the permission with out any notice and liable for imposition of penalty.
17. The Industry should follow the Revenue Board standing orders.
18. The Industry shall pay security deposit at 2.5% on Two years water charges for which permission is granted.
19. The permission accorded shall be for a period of 2(TWO) years only. The permission shall have to renewed well in advance before the expiry of permission.
20. The industry shall pay one year water charges as advance and any amounts due to the Department before entering into agreement.
21. The Industry should pay Royalty charges as per the G.O.Ms.No.39 I&CAD dt: 2.4.2002 at the rate of Rs.1.50/1000gallons as the water is used for consumptive use or at the revised rates fixed by Government from time to time.

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22. The Industry should make its own arrangements for summer storage in their premises only.
 23. The Industry has to conclude an agreement with the Irrigation Department.
 24. A detailed plan showing the location the intake arrangements, details of pump house, conveyance system etc. shall be furnished to the Department.
 25. The industry shall abide any other condition laid down by the Government/Department from time to time.
 26. The firm has to pay the water charges for the estimated quantity in advance to the start of the financial year i.e. before 10th April every year as per B.S.O.
 27. The consumptive utilization of 2000 Cum/day or 0.82 Cusecs/day (0.026 TMC.Per annum) as required should not exceed under any circumstances.
 28. The Department is no way responsible for any damages that may occur to the off take point.
 29. The permission does not confer any riparian right to the Industry.
 30. Non adherence of any of the above conditions by the Industry entails cancellation of the permission.
 31. Necessary clearance/concurrence from the A.P. Pollution Control Board is to be obtained in this regard by the firm before drawl of water from the Source.
3. The Chief Engineer, Minor Irrigation, Erramanzil, Hyderabad, shall take necessary further action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHAILENDRA KUMAR JOSHI
PRINCIPAL SECRETARY TO GOVT.(Projects)

To

The Chief Engineer, Minor Irrigation, Erramanzil, Hyderabad.

The Superintending Engineer, Irrigation Circle, Vijayawada, Krishna District.

Copy to:

The Engineer-in-Chief (Irrigation), Erramanzil, Hyderabad.

The Collector & District Magistrate, Krishna, Machilipatnam.

The Managing Director, A.P. Pollution Control Board, Hyderabad.

M/s Jaypee Balaji Cement Project, Budawada, Jaggayyapet, Krishna District.

//FORWARDED::BY ORDER//

SECTION OFFICER